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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE OPTICAL DISK DRIVE PRODUCTS  
ANTITRUST LITIGATION

No. 3:10-md-2143 RS

[PROPOSED] FINAL JUDGMENT OF  
DISMISSAL WITH PREJUDICE AS TO  
PIONEER DEFENDANT FAMILY

\_\_\_\_\_  
This Document Relates to:

DATE ACTION FILED: Oct. 27, 2009

ALL INDIRECT PURCHASER ACTIONS  
\_\_\_\_\_

1 This matter came before the Court to determine whether to finally approve the settlement  
2 with Defendants Pioneer Corporation; Pioneer North America, Inc.; Pioneer Electronics (USA) Inc.;  
3 and Pioneer High Fidelity Taiwan Co., Ltd. (collectively “Pioneer”) set forth in the Settlement  
4 Agreement (“Agreement”), dated March 1, 2017, relating to the above-captioned litigation. The  
5 Court, after carefully considering all papers filed and proceedings held herein and otherwise being  
6 fully informed in the premises, has determined (1) that the settlement should be approved, and (2)  
7 that there is no just reason to delay the entry of this Final Judgment approving this Agreement.  
8 Accordingly, the Court directs entry of Judgment which shall constitute a final adjudication of this  
9 case on the merits in accordance with the terms of the Agreement. Good cause appearing therefor, it  
10 is:

11 **ORDERED, ADJUDGED AND DECREED THAT:**

- 12 1. The Court has jurisdiction over the subject matter of the Action and over all parties to  
13 the Agreement, including all members of the Class.
- 14 2. The definitions of terms set forth in the Agreement are incorporated hereby as though  
15 fully set forth in this Judgment.
- 16 3. The Court has granted final approval and confirmed the settlement set forth in the  
17 Agreement and found that said settlement is, in all respects, fair, reasonable and adequate to the  
18 Class pursuant to Rule 23 of the Federal Rules of Civil Procedure.
- 19 4. Pursuant to Federal Rules of Civil Procedure 23(g), Hagens Berman Sobol Shapiro  
20 LLP has been appointed as counsel for the Class. This firm has and will fairly and competently  
21 represent the interests of the Class.
- 22 5. The persons/entities identified in Exhibit 6 to the Declaration of Alan Vasquez, filed  
23 on July 28, 2017, have validly requested exclusion from the Class and, therefore, are excluded. Such  
24 persons/entities are not included in or bound by this Final Judgment. Such persons/entities are not  
25 entitled to any recovery of the settlement proceeds obtained through the Pioneer Settlement  
26 Agreement.

1           6.       This Court hereby dismisses on the merits and with prejudice the Action, with each  
2 party to bear its own costs and attorneys' fees except as otherwise described in the Settlement  
3 Agreement.

4           7.       All persons and entities who are Releasors are hereby barred and enjoined from  
5 commencing, prosecuting or continuing, either directly or indirectly, against the Releasees, in this or  
6 any other jurisdiction, any and all claims, causes of action or lawsuits, which they had, have, or in  
7 the future may have, arising out of or related to any of the Released Claims as defined in the  
8 Agreement.

9           8.       The Releasees are hereby and forever released and discharged with respect to any and  
10 all claims or causes of action which the Releasors had or have arising out of or related to any of the  
11 Released Claims as defined in the Agreement.

12           9.       Without affecting the finality of this Judgment in any way, this Court hereby retains  
13 continuing jurisdiction over: (a) implementation of this settlement and any distribution to Class  
14 Members pursuant to further orders of this Court; (b) disposition of the Settlement Fund; (c) hearing  
15 and determining any future applications by plaintiffs' counsel for attorneys' fees, costs, expenses,  
16 and interest; (d) the Action until the Final Judgment contemplated hereby has become effective and  
17 each and every act agreed to be performed by the parties all have been performed pursuant to the  
18 Agreement; (e) hearing and ruling on any matters relating to the plan of allocation of settlement  
19 proceeds; and (f) all parties to the Action and Releasors, for the purpose of enforcing and  
20 administering the Agreement and the mutual releases and other documents contemplated by, or  
21 executed in connection with the Agreement.

22           10.      The Court finds, pursuant to Rules 54(a) and (b) of the Federal Rules of Civil  
23 Procedure, that this Final Judgment should be entered and further finds that there is no just reason for  
24 delay in the entry of this Judgment, as a Final Judgment, as to the parties to the Agreement.  
25 Accordingly, the Clerk is hereby directed to enter Judgment forthwith.

**IT IS SO ORDERED.**

DATED: \_\_\_\_\_, 2017

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HONORABLE RICHARD SEEBORG